
HOUSE BILL No. 1292

DIGEST OF INTRODUCED BILL

Citations Affected: IC 8-1-26-15.1.

Synopsis: Underground sewerage facilities. Allows an operator of a sewerage facility, other than a municipally owned sewer utility, to record with the county recorder of each county in which the operator's facilities are located a map identifying the areas in the county in which the operator's facilities are located. Prohibits the Underground Plant Protection Service from charging a fee for providing notice of a proposed excavation or demolition if: (1) the notice is provided to an operator that has recorded maps of the operator's sewerage utilities; and (2) the area of the proposed excavation or demolition is not identified on any of the maps.

Effective: July 1, 2005.

Whetstone, Oxley

January 11, 2005, read first time and referred to Committee on Utilities and Energy.

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First Regular Session 114th General Assembly (2005)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2004 Regular Session of the General Assembly.

HOUSE BILL No. 1292

A BILL FOR AN ACT to amend the Indiana Code concerning utilities and transportation.

Be it enacted by the General Assembly of the State of Indiana:

1 SECTION 1. IC 8-1-26-15.1 IS ADDED TO THE INDIANA CODE
2 AS A **NEW** SECTION TO READ AS FOLLOWS [EFFECTIVE JULY
3 1, 2005]: **Sec. 15.1. (a) This section applies to an operator that:**

- 4 **(1) owns or operates a sewerage facility; and**
5 **(2) is not a municipally owned sewer utility.**

6 **(b) After June 30, 2005, an operator may record with the county**
7 **recorder of each county in which the sewerage facilities of the**
8 **operator are located a map identifying the areas in the county in**
9 **which the operator's facilities are located.**

10 **(c) An operator that records a map under subsection (b) shall**
11 **immediately update the map whenever the operator places new**
12 **sewerage facilities in service in the county in which the map is**
13 **recorded.**

14 **(d) An operator that acts under subsection (b) to record a map**
15 **in each county in which the operator has sewerage facilities shall**
16 **not be required to pay any fee charged by the association described**
17 **in section 17(c) of this chapter for notice provided under section**



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1 **16(c)(2) of this chapter if the notice concerns a proposed excavation**
2 **or demolition, the location of which, as identified under section**
3 **16(e)(3) of this chapter, is not in an area identified in a map**
4 **recorded under subsection (b).**

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